

Sandru, Alexis

From: Watson, Brian
Sent: Thursday, June 29, 2017 1:03 PM
To: Sandru, Alexis; O'Connell, Sue
Cc: Hogan, Sheila
Subject: FW: Medical Marijuana (Notice of Emgcy Rules to Interim Committee Child & Family Services)

Alexis and Sue,

We have already notified the bill sponsor, here is our notice to the interim committee regarding the emergency rules that we put in place regarding SB 333. Please let me know if you need anything else.

Brian

NOTICE OF EMERGENCY RULES to Interim Committee Child and Family Services**Pursuant to MCA 2-4-303**

The Department is adopting three emergency rules (Effective June 30, 2017) to address key items to promote public health and safety and welfare of cardholders and all participants of the Montana medical marijuana program.

Due to the passage of Senate Bill 333, in conjunction with other relevant authorities including Initiative 182 (I-182), resulted in understandable confusion especially as it relates to effective dates and implementation. The adoption of comprehensive rules are in progress with the main deadline of April 30, 2018. In the meantime the Department specifies its interpretation of important items to promote compliance until permanent rules are adopted.

The intent of Rule I is to track the language from I-182 and SB333. These allowable amounts are already familiar to stakeholders, cardholders, providers and law enforcement and will remain consistent and in effect until permanent rules address this topic in terms of canopy allotment.

Rule II is to facilitate a smooth transition of testing procedures, standards, and guidelines in furtherance of public health and safety. The rule will temporarily license testing laboratories. This will allow the testing labs to exist and legally handle medical marijuana samples. Issuance of a temporary license does not guarantee that a facility will meet the requirements that will be established through the normal rulemaking process.

Rule III provides the means to issue a temporary chemical manufacturing endorsement to medical marijuana providers and medical marijuana-infused products providers. Due to the volatile nature of some chemical manufacturing, it is imperative for public safety for the Department to know the registered premise location and by what means chemical manufacturing will occur. Issuance of a temporary chemical manufacturing endorsement does not guarantee that a facility will meet the requirements that will be established through the normal rulemaking process.

This constitutes Notice of the Emergency Rules
